IN THE UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF TEXAS AUSTIN DIVISION

DAVID WOOD,

Plaintiff,

Civil Case No. 1:24-cv-01058-RP

v.

Execution Scheduled for March 13, 2025

RACHEL PATTON, Attorney Pro Tem, State of Texas, Defendant.

PLAINTIFF'S NOTICE OF APPEAL

Notice is hereby given that Plaintiff David Wood, pursuant to 28 U.S.C. § 1291 and Federal Rule of Appellate Procedure 4, appeals to the United States Court of Appeals for the Fifth Circuit the February 19, 2025, order dismissing Mr. Wood's complaint under 42 U.S.C. § 1983 and denying Mr. Wood's preliminary injunction motion, ECF No. 21, as well as the final judgment signed the same day, ECF No. 22. Mr. Wood proceeded *in forma pauperis* in the district court, ECF No. 7, and he requests to do the same in the United States Court of Appeals for the Fifth Circuit.

DATE: February 22, 2025

JASON D. HAWKINS Federal Public Defender

<u>/s/ Jeremy Schepers</u> Jeremy Schepers Supervisor, Capital Habeas Unit

<u>/s/ Naomi Fenwick</u> Naomi Fenwick

<u>/s/ Claire Davis</u> Claire Davis Assistant Federal Public Defenders

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CERTIFICATE OF SERVICE

I hereby certify that on February 22, 2025, I electronically filed the foregoing document with the Clerk of the Court for the United States Court for the Western District of Texas using the electronic case-filing (ECF) system of the Court, which will serve all registered users in this case.

<u>/s/ Naomi Fenwick</u> Naomi Fenwick